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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SHERI GARAY

Case No. 4:08-cv-01059-SBA

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY  
OF AMERICA; DOES 1-10

Defendants.

**NOTICE OF NON-OBJECTION TO  
FEDERAL COURT JURISDICTION  
BASED ON DIVERSITY OF CITIZENSHIP  
OF THE PARTIES**

**TO THE HONORABLE SAUNDRA ARMSTRONG AND TO DEFENDANT AND ITS  
ATTORNEY OF RECORD:**

Please take notice that Plaintiff hereby stipulates that this Federal Court has jurisdiction over the instant action due to diversity of citizenship of the parties under 28 U.S.C. § 1332(a). Plaintiff does not agree that the Court has subject matter jurisdiction over the instant action under Federal ERISA law, 29 U.S.C. § 1001, et seq. In response to all future Motions by Defendant and all future proceedings in this Court, Plaintiff hereby reserves her rights to assert and present evidence that ERISA does not provide the Court subject matter jurisdiction over the instant action and that ERISA law does not preempt her claims under the laws of the State of California.

DATED: 3/21/08

LAW OFFICES OF JOHN F. MARTIN  
A Professional Corporation

By: /s/  
CHRISTINE HOPKINS, ESQ.